THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10895 of 2007

Dated:22.08.2007

Between:

D.Venkatacharyulu,
and others.

…Petitioners

and

The State of Andhra Pradesh,
Rep.by its Prl.Secretary,
Revenue Department,
Secretariat, Hyderabad,
and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10895 of 2007

ORDER:

The petitioners allegedly purchased the land in Survey No.109 (various subdivisions) admeasuring various extents under registered sale deeds. They also allege that they are in possession of the land. On 21.05.2007, the staff from the Office of the respondents allegedly tried to take possession of the land. Therefore, they filed the instant Writ Petition seeking a writ of mandamus declaring the action of the respondents in interfering with the possession of the land as illegal and arbitrary.

The matter came up before this Court on 24.05.2007. While ordering notice before admission, this Court directed the respondents not to dispossess the petitioners for a period of six weeks. When the matter was listed again on 06.07.2007, learned Assistant Government Pleader for Revenue (Assignment) after getting instructions submitted that the third respondent has already passed orders under the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (for short 'the Act'). He sought time to produce a copy of the order. Today when

the matter is called, he has placed before this Court proceedings of the third respondent bearing No.Rc.A.1191/05, dated 12.05.2007, whereby and whereunder, the third respondent ordered resumption of the land from the petitioners under Section 4(1)(a) of the Act. The petitioners are therefore, given liberty to approach the third respondent, obtain a copy of the order referred to above, and prefer an appeal before the Revenue Divisional Officer.

This Writ Petition is misconceived, and the same is accordingly dismissed. No costs.

_____

(V.V.S.RAO, J)

22.08.2007
vs